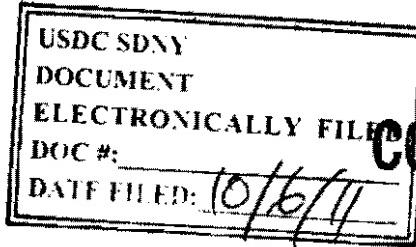


Case 1:11-cv-03996-AKH Document 19 Filed 10/05/11 Page 1 of 3

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK~~COURTESY COPY~~

John T. Metcalf,

Plaintiff,

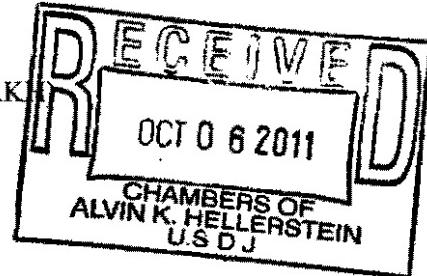
v.

Sophocles N. Zoullas, et al.,

Defendants.

ECF Case

11-cv-03996 (AKH)



X

**PLAINTIFF'S NOTICE OF UNOPPOSED MOTION TO JOIN PARTY PLAINTIFFS**

PLEASE TAKE NOTICE that, pursuant to Rules 20 and 21 of the Federal Rules of Civil Procedure, upon the Memorandum of Law in Support, and the accompanying Declaration and related Exhibits, and upon all prior proceedings and papers filed herein, Plaintiff John T. Metcalf, by his undersigned counsel, will move this Court before the Honorable Alvin K. Hellerstein, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, Courtroom 14D, New York, New York, at a time and date convenient for the Court, for an order to join Manny Doppelt and Lawrence Doppelt, Co-Trustees of the Frederick Doppelt Trust, as party plaintiffs and further will seek leave of the Court to file a Complaint reflecting the joinder of the new party plaintiffs (the "Modified Complaint"), with the Modified Complaint being treated as the operative complaint for purposes of Defendants' Motion to Dismiss filed with this Court on September 7, 2011. Defendants have reviewed Plaintiff's motion papers and do not

*Motion granted. Def V's consent are the  
new plaintiffs, by their verifications,  
consent. An amended complaint shall  
be filed by Oct. 13, 2011.*

*10-6-11  
Alvin K. Hellerstein*

Case 1:11-cv-03996-AKH Document 19 Filed 10/05/11 Page 2 of 3

oppose Plaintiff's Motion.

Dated: October 5, 2011.

Respectfully submitted,

**CHITWOOD HARLEY HARNES LLP**

By: s/ Carol S. Shahmoon

Carol S. Shahmoon, CS-8607

cshahmoon@chitwoodlaw.com

Gregory E. Keller, GK-4562

gkeller@chitwoodlaw.com

1350 Broadway, Suite 908

New York, NY 10018

Tel: (917) 595-4600

*Counsel for Plaintiff*